

Court of Appeals, State of Michigan

ORDER

People of MI v Rolin Pettway

Docket No. 258596

LC No. 2003-190751-FH

Kurtis T. Wilder
Presiding Judge

Michael J. Talbot

Kirsten Frank Kelly
Judges

The Court orders that in lieu of granting the delayed application for leave to appeal and pursuant to MCR 7.205(D)(2) and 7.216(A)(4), (7), this matter is REMANDED to the Oakland Circuit Court for clarification of the amount of restitution ordered to be paid by defendant. A significant discrepancy exists between the amount stated in the unchallenged presentence report and in the transcript of the sentencing proceeding and the amount ordered in the June 3, 2004 judgment of sentence.

In all other respects, the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

We retain no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 12 2005

Date

Sandra Schultz Mengel
Chief Clerk